Attorney or Party without Attorney: Telephone Alex C. Turan (SBN 227273) (415) 981-4800 **GIRARD GIBBS LLP** 601 California Street, Suite 1400 San Francisco, CA 94104 Attorney for: Plaintiffs Name of Court: United States District Court - Northern District of California Short Case Title: Jonathan Groce and Susan Horowitz v. Netflix, Inc., PROOF OF SERVICE Case Number: CV 09 0139 MEJ

- 1. At the time of service I was at least 18 years of age and not a party to this action, and I served copies of the: SEE ATTACHMENT
- 2. a. Party Served: Walmart.com USA LLC b. Person Served: Sally Schiller, Office Services Supervisor, Authorized to Accept Service on Behalf
- 3. I served the person named in item 2b a. by personally delivering the copies on:

 - (1) DATE: January 15, 2009
 - (2) TIME: 4:15pm
 - (3) ADDRESS: Walmart.com USA LLC 7000 Marina Boulevard

Brisbane, CA 94005

4. Witness fees were not demanded or paid.

Fee for Service: \$145.00

Person Serving: John B. Spillane Registered California Process Server

County: San Francisco Registration #: 1029

SpinCycle Legal Services 760 Bryant Street, 2nd Floor San Francisco, CA 94107 (415) 487-0400

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

DATE: January 16, 2009 Signature:

ATTACHMENT TO PROOF OF SERVICE – DOCUMENTS SERVED United States District Court – Northern District of California Case No. CV 09 0139 MEJ

- 1. SUMMONS IN A CIVIL ACTION:
- 2. CLASS ACTION COMPLAINT;
- 3. CIVIL COVER SHEET:
- 4. ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES;
- 5. NOTICE OF ASSIGNMENT OF CASE TO A UNITED STATES MAGISTRATE JUDGE FOR TRIAL:
- 6. CONSENT TO PROCEED BEFORE A UNITED STATES MAGISTRATE JUDGE [BLANK];
- 7. DECLINATION TO PROCEED BEFORE A MAGISTRATE JUDGE AND REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE [BLANK];
- 8. STANDING ORDER FOR ALL JUDGES OF THE NORTHERN DISTRICT OF CALIFORNIA;
- 9. STANDING ORDERS FOR UNITED STATES MAGISTRATE JUDGE MARIA-ELENA JAMES;
- 10. ECF REGISTRATION INFORMATION HANDOUT:
- 11. UNITED STATES DISTRICT COURT FILING GUIDELINES